

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

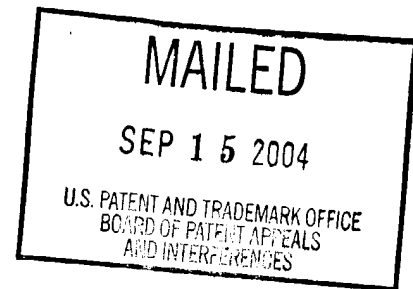
BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte KAREN L. FINCHER, THOMAS J. LAROSA,  
DAVID W. MCCARTER, and JULIE R. PEAR

Appeal No. 2004-1273  
Application No. 09/637,086

REQUEST FOR SUSPENSION OF APPEAL

Before HARKCOM, Acting Chief Administrative Patent Judge.



The Board is in receipt of appellants' request to suspend the appeal in this case pending the decision in In re Fisher, (Application No. 09/619,643, BPAI Appeal No. 2002-2046), pending before the Court of Appeals for the Federal Circuit. In considering the matter, it appears that a decision in the Fisher case will aid in the resolution of the issues pending in this appeal. Accordingly, the request is granted to the extent that the Board will postpone consideration of the appeal in this case pending a decision in In re Fisher. See, MPEP § 1213, at 1200-31 (8<sup>th</sup> ed., August 2001).

So ordered.

A handwritten signature in cursive script, appearing to read "Gary V. Harkcom".

Gary V. Harkcom  
Acting Chief Administrative Patent Judge

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